

2001 DRAFTING REQUEST**Senate Amendment (SA-SB55)**Received: **06/05/2001**Received By: **isagerro**Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**By/Representing: **Carreon**This file may be shown to any legislator: **NO**Drafter: **isagerro**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - food stamps**

Extra Copies:

Submit via email: **NO**

Requester's email:

Pre Topic:

LFB:.....Carreon -

Topic:

Transfer of food stamps to DHFS

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	isagerro 06/07/2001	csicilia 06/07/2001	jfrantze 06/08/2001	_____	lrb_docadmin 06/08/2001		
	isagerro 06/08/2001	jdyer 06/08/2001		_____			
/2			jfrantze 06/09/2001	_____	lrb_docadmin 06/09/2001		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	isagerro 06/10/2001	csicilia 06/10/2001	pgreensl 06/10/2001	_____	lrb_docadmin 06/10/2001		
	isagerro 06/21/2001	csicilia 07/02/2001		_____ _____			
/4			rschluet 07/02/2001	_____ _____	lrb_docadmin 07/02/2001		

FE Sent For:

<END>

2001 DRAFTING REQUEST**Senate Amendment (SA-SB55)**Received: **06/05/2001**Received By: **isagerro**Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**By/Representing: **Carreon**This file may be shown to any legislator: **NO**Drafter: **isagerro**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - food stamps**

Extra Copies:

Submit via email: **NO**

Requester's email:

Pre Topic:

LFB:.....Carreon -

Topic:

Transfer of food stamps to DHFS

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	isagerro 06/07/2001	csicilia 06/07/2001	jfrantze 06/08/2001	_____	lrb_docadmin 06/08/2001		
	isagerro 06/08/2001	jdye 06/08/2001		_____			

/2			jfrantze 06/09/2001	_____	lrb_docadmin 06/09/2001		




06/10/2001 04:44:21 PM

Page 2

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	isagerro 06/10/2001	csicilia 06/10/2001	pgreensl 06/10/2001	_____	lrb_docadmin 06/10/2001		

FE Sent For:


 14 cjs 7/2/9 4-2-1 <END>

2001 DRAFTING REQUEST**Senate Amendment (SA-SB55)**Received: **06/05/2001**Received By: **isagerro**Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**By/Representing: **Carreon**This file may be shown to any legislator: **NO**Drafter: **isagerro**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - food stamps**

Extra Copies:

Submit via email: **NO**

Requester's email:

Pre Topic:

LFB:.....Carreon -

Topic:

Transfer of food stamps to DHFS

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	isagerro 06/07/2001	csicilia 06/07/2001	jfrantze 06/08/2001	_____	lrb_docadmin 06/08/2001		
	isagerro 06/08/2001	jdyer 06/08/2001		_____			
/2			jfrantze 06/09/2001	<u>6/10</u> SELF	lrb_docadmin 06/09/2001		

13 gjs 6/10
01
6/10
PS

FE Sent For:

<END>

2001 DRAFTING REQUEST**Senate Amendment (SA-SB55)**

Received: 06/05/2001

Received By: isagerro

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Carreon

This file may be shown to any legislator: NO

Drafter: isagerro

May Contact:

Addl. Drafters:

Subject: Public Assistance - food stamps

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:

LFB:.....Carreon -

Topic:

Transfer of food stamps to DHFS

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	isagerro 06/07/2001	csicilia 06/07/2001	jfrantze 06/08/2001	_____	lrb_docadmin 06/08/2001		

FE Sent For:

1/2 6/8 JLD 6/9 6/9
<END>

2001 DRAFTING REQUEST**Senate Amendment (SA-SB55)**Received: **06/05/2001**Received By: **isagerro**Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**By/Representing: **Carreon**This file may be shown to any legislator: **NO**Drafter: **isagerro**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - food stamps**

Extra Copies:

Submit via email: **NO**

Requester's email:

Pre Topic:

LFB:.....Carreon -

Topic:

Transfer of food stamps to DHFS

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1?	isagerro	1 cjs 6/7 01	7/6/8	6/8			

FE Sent For:

<END>

0160625

Senator Moore

WORKFORCE DEVELOPMENT AND HEALTH AND FAMILY SERVICES

Transfer of Food Stamp Program from DWD to DHFS

Motion:

Move to transfer responsibility for administration of the federal food stamp program from the Department of Workforce Development (DWD) to the Department of Health and Family Services (DHFS), effective July 1, 2002. Require DHFS to contract with DWD for the administration of the food stamp employment and training (FSET) program. § 7

Further, specify that, effective January 1, 2003, DHFS (rather than DWD) would be responsible for contracting with counties for income maintenance functions, and specify that the income maintenance contract would include funding for administration of medical assistance (MA) and food stamps and not W-2 or child care.

Per Victoria, can all take effect on July 1, 02

Additionally, specify that DHFS would have the option to either set up its own systems to conduct state and local error reduction, overpayment collections and record matching for the food stamp and medical assistance programs, or contract with DWD for these functions. Provide DHFS with the appropriation authority to fund food stamp error penalties and food stamp reinvestment activities required by the federal government to reduce payment errors.

Require DHFS and DWD to develop a plan for the proposed transfer of funding and positions from DWD to DHFS to implement this transfer and submit the plan to the Secretary of the Department of Administration (DOA). Require DOA to submit the plan, as approved, to the Committee no later than March 1, 2002, for the Committee's approval at its 2002 first quarterly meeting under s. 13.10.

* Child care in DWD

Note:

Under current law, DWD administers the federal food stamp program, the FSET program and the state food stamp program for qualified immigrants. The motion would transfer these programs from DWD to DHFS effective July 1, 2002. DWD would continue to administer the FSET program through a contract with DHFS.

MOF 1580
Bucke
Decker
Moore
Shulski
Plante
Witch
Deking
Welch
Gard
Kavert
Albers
Dull
Ward
Hubsch
Huber
Coyne
13-3

Under current law, DWD has income maintenance contracts with counties that include food stamps, medical assistance, W-2 or child care. Under the motion, the income maintenance contracts would include food stamps and medical assistance and would be administered by DHFS, effective January 1, 2003. DWD would continue to contract with W-2 agencies and DWD would have a separate contract with counties for child care administration.

Currently, the CARES computer system is housed in DWD. The system is used to determine eligibility for multiple public assistance programs, including food stamps, medical assistance, W-2, child care and other TANF-funded programs. It also performs case management and payment processing functions. The motion would not make any changes to the administration of the CARES computer system.

DWD is currently required to conduct state and local error reduction, overpayment collections and record matching for the food stamp and medical assistance programs. The motion would allow DHFS to either set up its own system to conduct these activities or contract with DWD for these functions. In addition, the Joint Committee on Finance approved statutory changes on May 22, 2001, to provide DWD with the ability to fund food stamp error penalties and food stamp reinvestment activities required by the federal government to reduce payment errors. The motion would provide this new statutory authority to DHFS instead of DWD.

Finally, the motion would not transfer funding and positions as part of the motion. Instead, DWD and DHFS would be directed to submit a proposal to DOA outlining the funding amounts and positions that would be transferred. The motion would direct DOA to report to the Joint Committee on Finance by March 1, 2002, with recommended funding and position transfers. All funding and position transfers and statutory changes would take effect on July 1, 2002.

*IM Ks

from now → 12/31/02 → are MA DHFS & DWD
Children's FS → DWD

1/01/03 → IM - all MA, FS, BC.

* Problem
is DHFS
takes over
and
then IM
KS
later

* Error Reduction

from now → 6/30/02 DWD does, error
reduction, etc.

from 7/01/02

- DHFS either K for FS and MA
or set up own system *new approp.

- FS Reinvestment / Activities
- new approp.

MA ~~no~~ now?

* FSET

- DHFS shall contract

* FS - 7/01/02

Sager-Rosenthal, Ivy

From: Carreon, Victoria
Sent: Wednesday, June 06, 2001 3:41 PM
To: Sager-Rosenthal, Ivy
Subject: Food Stamp EBT

For 49.129 (2), delete (2)(a). Your proposed modification to (2)(b) in 3120/P1 looks fine.

We should keep 49.129(3)- but I think it should be a duty of DWD and not DHFS.

For 49.129(4), DWD thought it may be OK to delete but I think we should keep it. (c) and (d) definitely still apply, and perhaps DHFS would want to continue doing (a) and (b) since EBT has only been available statewide since last fall. Your proposed language in 3120/P1 for 49.129(4) is fine.

Delete 49.129(5m)

Let me know if you have questions.

6/10/01



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb0625/1

ISR:.....

(CS)

Wanted Fri 6/8 10:30 AM

LFB:.....Carreon - Transfer of food stamps to DHFS

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

INSERTS
D. NOTE
I will be indebted to you forever!

535

15

1 At the locations indicated, amend the bill as follows:

2 1. Page 532, line 9: after that line insert:

3 "SECTION 704x. 20.435 (4) (title) of the statutes is amended to read:

4 20.435 (4) (title) HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; HEALTH

5 CARE FINANCING; OTHER SUPPORT PROGRAMS."

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 217, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186.

6 2. Page 536, line 11: delete lines 11 to 13 and substitute:

7 "20.435 (4) (bn) *Income maintenance*. Biennially, the amounts in the schedule

8 for payments under s. 49.33 (8) relating to the administration of the medical

9 assistance program.

1 **SECTION 707a.** ^(m) 20.435 (4) (bn) of the statutes, as created by 2001 Wisconsin Act
2 (this act), is amended to read:

3 20.435 (4) (bn) *Income maintenance*. Biennially, the amounts in the schedule
4 for payments under s. 49.33 (8) relating to the administration of the medical
5 assistance program and the food stamp program."

6 **3.** Page 538, line 4: delete lines 4 to 8 and substitute:

7 "20.435 (4) (nn) *Federal aid; income maintenance*. All moneys received from
8 the federal government for the costs of contracting for the administration of the
9 medical assistance program, other than moneys received under par. (pa), for
10 payments under s. 49.33 (8).

11 **SECTION 714a.** ^(m) 20.435 (4) (nn) of the statutes, as created by 2001 Wisconsin Act
12 (this act), is amended to read:

13 20.435 (4) (nn) *Federal aid; income maintenance*. All moneys received from the
14 federal government for the costs of contracting for the administration of the medical
15 assistance program and the food stamp program, other than moneys received under
16 par. (pa), for payments under s. 49.33 (8)."

17 **4.** Page 546, line 8: after that line insert:

18 **"SECTION 737a.** ^(m) 20.445 (3) (dz) of the statutes, as affected by 2001 Wisconsin
19 Act (this act), is amended to read:

20 20.445 (3) (dz) *Wisconsin works and other public assistance administration and*
21 *benefits*. The amounts in the schedule, less the amounts withheld under s. 49.143
22 (3), for administration and benefit payments under Wisconsin works under ss.
23 49.141 to 49.161, the learnfare program under s. 49.26, the work experience and job
24 search program under s. 49.36, and the food stamp employment and training

program under s. ~~49.124~~ 49.13; for payments to counties under s. ~~49.33~~ (8) and for payments to, Wisconsin works agencies, and American Indian tribes for administration of public assistance programs; for hospital paternity incentive payments under s. 69.14 (1) (cm); and for funeral expenses under s. 49.30. Payments may be made from this appropriation to counties for fraud investigation and error reduction under s. 49.197 (1m) and (4). Moneys appropriated under this paragraph may be used to match federal funds received under par. (md). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. Notwithstanding ss. 20.001 (3) and 20.002 (1), the department of health and family services shall credit or deposit into this appropriation account funds for the purposes of this appropriation that the department transfers from the appropriation account under s. 20.435 (7) (bc). All funds allocated by the department but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.”

5. Page 548, line 12: after that line insert:

“**SECTION 743m.** 20.445 (3) (pm) of the statutes is amended to read:

20.445 (3) (pm) *Food stamp employment and training program; administration.* All federal moneys received for the administrative costs associated with the food stamp employment and training program under s. ~~49.124~~ (1m) 49.13, to carry out that purpose.

History: 1971 c. 125 ss. 156, 522 (1); 1971 c. 211, 215; 1971 c. 228 s. 44; 1971 c. 259; 1973 c. 90, 180, 243, 333; 1975 c. 39, 147, 224, 274, 344; 1975 c. 404 ss. 3, 10 (1); 1975 c. 405 ss. 3, 11 (1); 1977 c. 29, 48, 203, 418; 1979 c. 34 ss. 512 to 522, 2102 (25) (a); 1979 c. 189, 221, 309; 1979 c. 329 s. 25 (1); 1979 c. 350 ss. 3, 27 (6); 1979 c. 353, 355; 1981 c. 20, 36, 92, 93, 317, 325, 364; 1983 a. 8; 1983 a. 27 ss. 411 to 425; 1983 a. 98 ss. 1, 31; 1983 a. 192, 384, 388, 410; 1985 a. 17, 29, 153, 313, 332; 1987 a. 27; 1987 a. 38 ss. 2 to 4, 136; 1987 a. 399, 403; 1989 a. 31, 44, 64, 77, 254, 284, 359; 1991 a. 39 ss. 372c, 545r, 545t, 545v, 547, 548, 548g, 548m, 549, 549b, 549g, 549p; 1991 a. 85, 89, 269, 315; 1993 a. 16, 126, 243, 437, 491; 1995 a. 27 ss. 772mm, 772mn, 776p to 778b, 778L, 778n, 778q, 778v, 778z to 780m, 781m to 782p, 782u, 841, 842, 849, 850, 854, 855, 858c, 873 to 876, 878, 880, 890 to 896, 962 to 1014c, 9126 (19), 9130 (4); 1995 a. 113 s. 2t; 1995 a. 117, 201, 216, 225, 289; 1995 a. 404 ss. 4, 6 to 8, 10 to 17; 1997 a. 3; 1997 a. 27 ss. 610 to 642m, 722; 1997 a. 35, 38, 39, 105, 112, 191, 235, 236, 237, 252; 1999 a. 9 ss. 270, 458 to 478; 1999 a. 15, 32.

SECTION 743o. 20.445 (3) (ps) of the statutes is amended to read:

20.445 (3) (ps) *Food stamp employment and training program; aids*. All federal moneys received for the provision or purchase of services for the food stamp employment and training program under s. ~~49.124 (1m)~~ 49.13, to carry out that purpose.

History: 1971 c. 125 ss. 156, 522 (1); 1971 c. 211, 215; 1971 c. 228 s. 44; 1971 c. 259; 1973 c. 90, 180, 243, 333; 1975 c. 39, 147, 224, 274, 344; 1975 c. 404 ss. 3, 10 (1); 1975 c. 405 ss. 3, 11 (1); 1977 c. 29, 48, 203, 418; 1979 c. 34 ss. 512 to 522, 2102 (25) (a); 1979 c. 189, 221, 309; 1979 c. 329 s. 25 (1); 1979 c. 350 ss. 3, 27 (6); 1979 c. 353, 355; 1981 c. 20, 36, 92, 93, 317, 325, 364; 1983 a. 8; 1983 a. 27 ss. 411 to 425; 1983 a. 98 ss. 1, 31; 1983 a. 192, 384, 388, 410; 1985 a. 17, 29, 153, 313, 332; 1987 a. 27; 1987 a. 38 ss. 2 to 4, 136; 1987 a. 399, 403; 1989 a. 31, 44, 64, 77, 254, 284, 359; 1991 a. 39 ss. 372c, 545r, 545t, 545v, 547, 548, 548g, 548m, 549, 549b, 549g, 549p; 1991 a. 85, 89, 269, 315; 1993 a. 16, 126, 243, 437, 491; 1995 a. 27 ss. 772mm, 772mn, 776p to 778b, 778L, 778n, 778q, 778v, 778z to 780m, 781m to 782p, 782u, 841, 842, 849, 850, 854, 855, 858c, 873 to 876, 878, 880, 890 to 896, 962 to 1014c, 9126 (19), 9130 (4); 1995 a. 113 s. 2; 1995 a. 117, 201, 216, 225, 289; 1995 a. 404 ss. 4, 6 to 8, 10 to 17; 1997 a. 3, 1997 a. 27 ss. 610 to 642m, 722; 1997 a. 53, 38, 39, 103, 112, 191, 233, 256, 237, 252; 1999 a. 9 ss. 270, 458 to 478; 1999 a. 13, 52.

SECTION 743r. 20.445 (3) (pv) of the statutes is renumbered 20.435 (3) (pv)."

6. Page 790, line 15: after that line insert:

"**SECTION 1656t.** 49.124 (title) of the statutes is renumbered 49.79 (title)."

SECTION 1656ta. 49.124 (1) (intro.) of the statutes is renumbered 49.79 (1)

(intro.).

SECTION 1656tb. 49.124 (1) (ag) of the statutes is renumbered 49.79 (1) (a).

SECTION 1656tc. 49.124 (1) (am) of the statutes is renumbered 49.79 (1) (b).

SECTION 1656td. 49.124 (1) (b) of the statutes is renumbered 49.79 (1) (c).

SECTION 1656tf. 49.124 (1) (c) of the statutes is renumbered 49.79 (1) (d).

SECTION 1656tg. 49.124 (1) (d) of the statutes is renumbered 49.79 (1) (e).

SECTION 1656th. 49.124 (1) (df) of the statutes is renumbered 49.79 (1) (f).

SECTION 1656ti. 49.124 (1) (e) of the statutes is renumbered 49.13 (1) (b).

SECTION 1656tk. 49.124 (1g) of the statutes is renumbered 49.79 (2).

SECTION 1656tl. 49.124 (1m) of the statutes ^{(a) to (d)} ~~is~~ ^{are} renumbered 49.13 (2). ^{(a) to (d)}

SECTION 1656tn. 49.124 (1n) (intro.) of the statutes is renumbered 49.13 (3) (intro.)

and amended to read:

49.13 (3) ~~INELIGIBILITY FOR NONCOMPLIANCE WITH WORK REQUIREMENTS.~~ (intro.)

An individual who fails to comply with the work requirements under sub. ~~(1m)~~ (a)

Section 1656tj.m: RN 49.124(1m)(title) to 49.13 (title).

(a)
1 (2) without good cause is ineligible to participate in the food stamp program under
2 this section s. 49.79 as follows:

History: 1987 a. 27; 1995 a. 27 ss. 2788 to 2793, 3140, 3141; 1995 a. 289; 1997 a. 27, 38, 191, 236, 283; 1999 a. 9, 32.

3 SECTION 49.124 (1n) (a) of the statutes is renumbered 49.13 (3) (a) and
4 amended to read:

5 49.13 (3) (a) For the first occurrence of noncompliance, one month, or until the
6 person complies with the work requirements under sub. (1m) (2) (a), whichever is
7 later.

History: 1987 a. 27; 1995 a. 27 ss. 2788 to 2793, 3140, 3141; 1995 a. 289; 1997 a. 27, 38, 191, 236, 283; 1999 a. 9, 32.

8 SECTION 49.124 (1n) (b) of the statutes is renumbered 49.13 (3) (b) and
9 amended to read:

10 49.13 (3) (b) For the 2nd occurrence of noncompliance, 3 months, or until the
11 person complies with the work requirements under sub. (1m) (2) (a), whichever is
12 later.

History: 1987 a. 27; 1995 a. 27 ss. 2788 to 2793, 3140, 3141; 1995 a. 289; 1997 a. 27, 38, 191, 236, 283; 1999 a. 9, 32.

13 SECTION 49.124 (1n) (c) of the statutes is renumbered 49.13 (3) (c) and
14 amended to read:

15 49.13 (3) (c) For the 3rd and subsequent occurrences of noncompliance, 6
16 months, or until the person complies with the work requirements under sub. (1m)
17 (2) (a), whichever is later.

History: 1987 a. 27; 1995 a. 27 ss. 2788 to 2793, 3140, 3141; 1995 a. 289; 1997 a. 27, 38, 191, 236, 283; 1999 a. 9, 32.

18 SECTION 49.124 (1p) of the statutes is repealed.

19 SECTION 49.124 (2) of the statutes is renumbered 49.79 (3).

20 SECTION 49.124 (3) of the statutes is renumbered 49.79 (4) and amended to
21 read:

22 49.79 (4) DEDUCTIONS FROM COUNTY INCOME MAINTENANCE PAYMENTS. The
23 department shall withhold the value of food stamp losses for which a county or

1 federally recognized American Indian tribe is liable under sub. (2) (3) from the
2 payment to the county or tribe under s. 20.445 (3) (dz) and (nL) income maintenance
3 contracts under s. 49.33 and reimburse the federal government from the funds
4 withheld.

1656tt History: 1987 a. 27; 1995 a. 27 ss. 2788 to 2793, 3140, 3141; 1995 a. 289; 1997 a. 27, 38, 191, 236, 283; 1999 a. 9, 32.

1656tu SECTION 49.124 (4) of the statutes is repealed.

1656tv SECTION 49.124 (5) of the statutes is renumbered 49.79 (5).

1656tw SECTION 49.124 (6) of the statutes is renumbered 49.79 (6).

1656tx SECTION 49.124 (7) of the statutes is renumbered 49.79 (7).

SECTION 49.124 (8) of the statutes is renumbered 49.79 (8) and amended to

10 read:

11 49.79 (8) BENEFITS FOR QUALIFIED ALIENS. ~~Not later than June 15, 1998, the~~
12 ~~department shall submit a plan to the secretary of the federal department of~~
13 ~~agriculture to provide benefits under this section to a qualified alien who is ineligible~~
14 ~~for benefits under this section solely because of the application of 8 USC 1612 or 1613.~~
15 ~~If the secretary of the federal department of agriculture approves the plan, the~~ The
16 ~~department shall provide benefits under this section beginning on August 1, 1998,~~
17 ~~or on the day that the plan is approved, whichever is later, to a qualified alien who~~
18 ~~is otherwise eligible for benefits under this section~~ ineligible for benefits under this
19 section solely because of the application of 9 USC 1612 or 1613 according to a plan
20 approved by the federal department of agriculture. This subsection does not apply
21 to the extent that federal food stamp benefits for qualified aliens are restored by the
22 federal government.

1656ty History: 1987 a. 27; 1995 a. 27 ss. 2788 to 2793, 3140, 3141; 1995 a. 289; 1997 a. 27, 38, 191, 236, 283; 1999 a. 9, 32.

23 SECTION 49.125 of the statutes is renumbered 49.793.

24 SECTION 49.127 of the statutes is renumbered 49.795.

1656tz

1656 u

1 SECTION ~~79~~. 49.129 (title) of the statutes is renumbered 49.797 (title).

1656 ua

2 SECTION ~~79~~. 49.129 (1) of the statutes is renumbered 49.797 (1).

1656 ub

3 SECTION ~~79~~. 49.129 (2) (title) of the statutes is renumbered 49.797 (2) (title).

1656 uc

4 SECTION ~~79~~. 49.129 (2) (a) of the statutes is repealed.

1656 ud

5 SECTION ~~79~~. 49.129 (2) (b) 1. of the statutes is renumbered 49.~~79~~(2) (a) and

6 amended to read:

797

797

7 49.~~79~~(2) (a) Except as provided in subd. 2. par. (b) and sub. (8), ~~if the necessary~~
8 ~~authorization under par. (a) is granted~~, the department shall ~~begin to implement~~, no
9 ~~later than July 1, 1999~~, a administer a statewide program to deliver food stamp
10 benefits to recipients of food stamp benefits by an electronic benefit transfer system
11 ~~and shall implement the program statewide no later than April 1, 2000~~. All
12 suppliers, as defined in s. 49.127 (1) (d) 49.795 (1) (d), may participate in the delivery
13 of food stamp benefits under the electronic benefit transfer system. The department
14 shall explore methods by which nontraditional retailers, such as farmers' markets,
15 may participate in the delivery of food stamp benefits under the electronic benefit
16 transfer system.

History: 1995 a. 368.

17 SECTION ~~79~~. 49.129 (2) (b) 2. of the statutes is renumbered 49.~~79~~(2) (b).

18 SECTION ~~79~~. 49.129 (3) (title) of the statutes is repealed.

19 SECTION ~~79~~. 49.129 (3) (a) of the statutes is renumbered 49.131 (1) and amended

20 to read:

21 49.131 (1) The department shall request any necessary authorization from the
22 appropriate federal agency to deliver benefits that are administered by the

department, ~~other than food stamp benefits~~, to recipients of benefits by an electronic benefit transfer system.

History: 1995 a. 368.

SECTION ~~7~~. 49.129 (3) (b) of the statutes is renumbered 49.131 (2) and amended to read:

49. ~~129~~ ¹³¹ (2) ~~(b)~~ If the necessary authorization under ~~par (a)~~ ^{sub. (1)} is granted, and except as provided in sub. ~~(8)~~ ⁽³⁾, the department may implement a program to deliver by an electronic benefit transfer system any benefit that is administered by the department and that the department designates by rule.

History: 1995 a. 368.

~~Section 7. 49.129 (3) (b) of the statutes is renumbered 49.131 (2) and amended to read.~~

DUTIES; IMPLEMENTATION.

History: 1995 a. 368.

SECTION ~~7~~. 49.129 (4) (intro.) of the statutes is renumbered 49.79 (4) (intro.) and amended to read:

49. ~~79~~ (4) (intro.) In ~~implementing~~ administering a program to deliver benefits by an electronic benefit transfer system, the department shall do all of the following:

History: 1995 a. 368.

SECTION ~~7~~. 49.129 (4) (a) of the statutes is renumbered 49.79 (4) (a).

SECTION ~~7~~. 49.129 (4) (b) of the statutes is renumbered 49.79 (4) (b).

SECTION ~~7~~. 49.129 (4) (c) of the statutes is renumbered 49.79 (4) (c).

SECTION ~~7~~. 49.129 (4) (d) of the statutes is renumbered 49.79 (4) (d).

SECTION ~~7~~. 49.129 (5) of the statutes is renumbered 49.79 (5).

SECTION ~~7~~. 49.129 (5m) of the statutes is repealed.

SECTION ~~7~~. 49.129 (6) of the statutes is renumbered 49.79 (6).

SECTION ~~7~~. 49.129 (7) of the statutes is renumbered 49.79 (7).

1656 ut
1 SECTION 49.129 (8) of the statutes is renumbered 49.129 (8).

1656 uu
2 SECTION 49.13 (1) of the statutes is created to read:
(intro.) and (a) are

3 49.13 (1) In this section:

4 (a) "Food stamp program" means the federal food stamp program under 7 USC
5 2011 to 2036.

1656 uv
6 SECTION 49.131 (title) of the statutes is created to read:

7 49.131 (title) **Electronic transfer of benefits.**

1656 uw
8 SECTION 49.131 (3) of the statutes is created to read:

9 49.131 (3) The department may not require a county or tribal governing body
10 to participate in an electronic benefit transfer system under this section if the costs
11 to the county or tribal governing body would be greater than the costs that the county
12 or tribal governing body would incur in delivering the benefits through a system that
13 is not an electronic benefit transfer system."

14 7. Page 791, line 18: after that line insert:

15 "SECTION 1660m. 49.143 (2) (e) of the statutes is amended to read:

16 49.143 (2) (e) To the extent permitted under federal law or waiver, certify
17 eligibility for and issue food coupons to eligible Wisconsin works participants in
18 conformity with 7 USC 2011 to 2029. If the department receives the a federal waiver
19 necessary to enforce the contract provision under this paragraph is granted, the
20 department and the department of health and family services shall submit to the
21 joint committee on finance the terms of the waiver and an implementation plan prior
22 to enforcing the contract provision under this paragraph."

History: 1995 a. 216, 289; 1997 a. 27, 36, 236, 318; 1999 a. 9, 32.

23 8. Page 792, line 19: after that line insert:

24 "SECTION 1663j. 49.155 (1m) (a) 3m. of the statutes is amended to read:

(13)

1 49.155 (1m) (a) 3m. Participate in a job search or work experience component
2 of the food stamp employment and training program under s. 49.124 (1m) 49.33.”

History: 1995 a. 289; 1997 a. 27, s. 1766, 1775, 1838 to 1857; 1997 a. 41, 105, 237, 252; 1999 a. 9.

3 9. Page 797, line 15: after that line insert:

4 “SECTION 79. 49.175 (1) (h) of the statutes, as affected by 2001 Wisconsin Act
5 (this act), is amended to read:

6 49.175 (1) (h) *Food stamps for legal immigrants*. For food stamp benefits to
7 qualified aliens under s. 49.124 49.97 (8), \$550,000 in each fiscal year 2001–02.”

History: 1997 a. 27, 105, 236, 237, 252, 348; 1999 a. 9.

8 10. Page 803, line 10: delete the material beginning with that line and ending
9 with page 804, line 19 and substitute:

10 “SECTION 1686a. 49.197 (1m) of the statutes is amended to read:

11 49.197 (1m) FRAUD INVESTIGATION. From the appropriations under s. 20.445 (3)
12 (dz), (L), (md), (n), and (nL), the department shall establish a program to investigate
13 suspected fraudulent activity on the part of recipients of ~~medical assistance under~~
14 ~~subch. IV~~, aid to families with dependent children under s. 49.19 and the food stamp
15 ~~program under 7 USC 2011 to 2036 and~~, on the part of participants in the Wisconsin
16 works program under ss. 49.141 to 49.161, and, if the department of health and
17 family services contracts with the department under sub. (5), on the part of recipients
18 of medical assistance under subch. IV and of food stamp benefits under the food
19 stamp program under 7 USC 2011 to 2036. The department’s activities under this
20 subsection may include, but are not limited to, comparisons of information provided
21 to the department by an applicant and information provided by the applicant to other
22 federal, state, and local agencies, development of an advisory welfare investigation
23 prosecution standard, and provision of funds to county departments under ss.
24 46.215, 46.22, and 46.23 and to Wisconsin works agencies to encourage activities to

1 detect fraud. The department shall cooperate with district attorneys regarding
2 fraud prosecutions.

1724 m History: 1985 a. 29, 176; 1987 a. 27, 413; 1989 a. 31; 1991 a. 39; 1995 a. 27, 289; 1997 a. 27, 35.

3 SECTION 49.197 (3) of the statutes is amended to read:

4 49.197 (3) STATE ERROR REDUCTION ACTIVITIES. The department shall conduct
5 activities to reduce payment errors in ~~medical assistance under subch. IV, Wisconsin~~
6 ~~works under ss. 49.141 to 49.161, aid to families with dependent children under s.~~ ^{strike comma}
7 ~~49.19 and the food stamp program under 7 USC 2011 to 2029~~ and, if the department
8 of health and family services contracts with the department under sub. (5), the
9 medical assistance program under subch. IV and the food stamp program under 7
10 USC 2011 to 2036. The department shall fund the activities under this section from
11 the appropriation under s. 20.445 (3) (I).

1725am History: 1985 a. 29, 176; 1987 a. 27, 413; 1989 a. 31; 1991 a. 39; 1995 a. 27, 289; 1997 a. 27, 35.

12 SECTION 49.197 (4) of the statutes is amended to read:

13 49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. The department shall provide
14 funds from the appropriations under s. 20.445 (3) (dz), (L), and (Lm) and federal
15 matching funds from the appropriations under s. 20.445 (3) (md), (n), and (nL) to
16 counties and governing bodies of federally recognized American Indian tribes
17 administering ~~medical assistance under subch. IV, aid to families with dependent~~
18 ~~children under s. 49.19 or the food stamp program under 7 USC 2011 to 2029~~ ^{Sub. (5)} 2036
19 or, if the department of health and family services contracts with the department
20 under s. 49.45 (2) (b) 6, the medical assistance program under subch. IV to offset
21 administrative costs of reducing payment errors in those programs. ^{keep scored comma}

1725b History: 1985 a. 29, 176; 1987 a. 27, 413; 1989 a. 31; 1991 a. 39; 1995 a. 27, 289; 1997 a. 27, 35.

22 SECTION 49.197 (5) of the statutes is created to read:

23 49.197 (5) CONTRACTS FOR MEDICAL ASSISTANCE AND FOOD STAMPS. The
24 department of health and family services may contract with the department to

1 investigate suspected fraudulent activity on the part of recipients of medical
2 assistance under subch. IV or recipients of food stamp benefits under the food stamp
3 program under 7 USC 2011 to 2036.

4 **1725 c** SECTION 2. 49.22 (6) of the statutes is amended to read:

5 49.22 (6) The department shall establish, pursuant to federal and state laws,
6 rules and regulations, a uniform system of fees for services provided under this
7 section to individuals not receiving aid under s. 46.261, 49.19 or 49.47; benefits under
8 s. ~~49.124~~, 49.148 ~~or~~, 49.155, or 49.79; foster care maintenance payments under 42
9 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term kinship
10 care payments under s. 48.57 (3n). The system of fees may take into account an
11 individual's ability to pay. Any fee paid and collected under this subsection may be
12 retained by the county providing the service except for the fee specified in 42 USC
13 653 (e) (2) for federal parent locator services."

History: 1975 c. 82; 1977 c. 26, 29, 203, 418; 1979 c. 196, 221; 1981 c. 20, 93; 1983 a. 27; 1985 a. 29 ss. 861m to 866, 2390 to 2399, 1987 a. 27, 1987 a. 332 s. 04; 1987 a. 399, 403, 413; 1989 a. 31; 1991 a. 39; 1993 a. 16, 481; 1995 a. 27 ss. 2128m to 2134, 9126 (19), 9130 (4); 1995 a. 77, 187, 201, 225, 289; 1995 a. 404 ss. 39 to 43, 45, 46, 48, 173, 174; Stats. 1995 s. 49.22; 1997 a. 27, 105, 491, 237; 1999 a. 32.

14 **11.** Page 805, line 9: delete the material beginning with that line and ending
15 with page 806, line 11 and substitute:

16 "SECTION 2. 49.32 (7) (b) of the statutes is amended to read:

17 **1728 m** 49.32 (7) (b) The department shall conduct a program to periodically match the
18 records of recipients of ~~medical assistance under s. 49.46, 49.468 or 49.47~~, aid to
19 families with dependent children under s. 49.19 ~~and the food stamp program under~~
20 7 USC 2011 to 2029 and, if the department of health and family services contracts
21 with the department under s. 49.197 (5), recipients of medical assistance under
22 subch. IV and food stamp benefits under the food stamp program under 7 USC 2011
23 to 2036 with the records of recipients under those programs in other states. If an

1 agreement with the other states can be obtained, matches with records of states
2 contiguous to this state shall be conducted at least annually.

History: 1995 a. 27 ss. 2035 to 2037, 2276d, 2805 to 2809, 2927 to 2930, 3146 to 3149; 1995 a. 289, 361, 370, 404; 1997 a. 27, 35, 237, 252, 283.

3 **SECTION 1729. 49.32 (7) (c) of the statutes is amended to read:**

4 49.32 (7) (c) The department shall conduct a program to periodically match the
5 address records of recipients of ~~medical assistance under s. 49.46, 49.468 or 49.47,~~
6 aid to families with dependent children under s. 49.19 and the food stamp program
7 under 7 USC 2011 to 2029 and, if the department of health and family services
8 contracts with the department under s. 49.197 (5), recipients of medical assistance
9 under subch. IV and food stamp benefits under the food stamp program under 7 USC
10 2011 to 2036 to verify residency and to identify recipients receiving duplicate or
11 fraudulent payments.

History: 1995 a. 27 ss. 2035 to 2037, 2276d, 2805 to 2809, 2927 to 2930, 3146 to 3149; 1995 a. 289, 361, 370, 404; 1997 a. 27, 35, 237, 252, 283.

12 **SECTION 1730. 49.32 (7) (d) of the statutes is amended to read:**

13 49.32 (7) (d) The department, with assistance from the department of
14 corrections, shall conduct a program to periodically match the records of persons
15 confined in state correctional facilities with the records of recipients of ~~medical~~
16 ~~assistance under s. 49.46, 49.468 or 49.47,~~ aid to families with dependent children
17 under s. 49.19 and the food stamp program under 7 USC 2011 to 2029 and, if the
18 department of health and family services contracts with the department under s.
19 49.197 (5), recipients of medical assistance under subch. IV and food stamp benefits
20 under the food stamp program under 7 USC 2011 to 2036 to identify recipients who
21 may be ineligible for benefits.”

History: 1995 a. 27 ss. 2035 to 2037, 2276d, 2805 to 2809, 2927 to 2930, 3146 to 3149; 1995 a. 289, 361, 370, 404; 1997 a. 27, 35, 237, 252, 283.

22 **12. Page 806, line 16: after that line insert:**

23 “SECTION 1731c. 49.33 (1) (b) of the statutes, as affected by 2001 Wisconsin Act
24 (this act), is amended to read:

1 49.33 (1) (b) "Income maintenance program" means ~~the Wisconsin works~~
 2 ~~program under ss. 49.141 to 49.161~~, the medical assistance program under subch. IV,
 3 or the food stamp program under 7 USC 2011 to 2036." ✓

History: 1995 a. 27 ss. 2041 to 2049, 2933, 2936, 3084 to 3087, 3130; 1995 a. 289, 417; 1997 a. 27.

4 **13.** Page 806, line 25: after that line insert:

5 "SECTION 1732c. 49.33 (2) of the statutes, as affected by 2001 Wisconsin Act ...
 6 (this act), is repealed and recreated to read:

7 49.33 (2) CONTRACTS. Annually, the department of health and family services
 8 shall contract with county departments under ss. 46.215, 46.22, and 46.23 to
 9 reimburse the county departments for the reasonable cost of administering income
 10 maintenance programs." ✓

11 **14.** Page 807, line 19: after that line insert:

12 "SECTION 1737c. 49.33 (8) (a) of the statutes, as affected by 2001 Wisconsin Act
 13 (this act), is amended to read:

14 49.33 (8) (a) From the appropriation accounts under ss. 20.445 (3) (dz), (kx),
 15 (md), and (nL) s. 20.435 (4) (bn) and (nn) and subject to par. (b), the department of
 16 health and family services shall reimburse each county that contracts with the
 17 department and the department of health and family services under sub. (2) (a) for ^{strike}
 18 reasonable costs of administering the ~~medical assistance program under subch. IV~~
 19 and that contracts with the department under sub. (2) (b) for the reasonable costs of
 20 administering ^{plain space} the income maintenance programs ^{plain period} ~~other than the medical assistance~~
 21 ~~program under subch. IV.~~ The amount of each reimbursement paid under this
 22 paragraph shall be calculated using a formula based on workload within the limits
 23 of available state and federal funds under s. 20.445 (3) (dz), (kx), (md), and (nL)
 24 20.435 (4) (bn) and (nn) by contract under s. 49.33 (2). The amount of reimbursement

1 calculated under this paragraph and par. (b) is in addition to any reimbursement
 2 provided to a county for fraud and error reduction under s. 49.197 (1m) and (4)."

History: 1995 a. 27 ss. 2041 to 2049, 2933 to 2936, 3084 to 3087, 3130; 1995 a. 289, 417; 1997 a. 27.

3 **15.** Page 810, line 13: delete "par. (b) 6." and substitute "s. 49.197 (5)".

4 **16.** Page 812, line 3: delete lines 3 to 6.

5 **17.** Page 842, line 15: after that line insert:

6 "SECTION ~~1838l~~. Subchapter V (title) of chapter 49 [precedes 49.66] of the
 7 statutes is amended to read: . . .

8 *Item #.* Page 826, line 3: ~~CHAPTER 49~~

9 delete "sub. (2)(b) 6." SUBCHAPTER V

10 and substitute "S. 49.197(5)" OTHER MEDICALLY RELATED SERVICES

11 AND SUPPORT AND MEDICAL PROGRAMS ✓

12 ✓ SECTION 1838t. 49.79 (9) of the statutes is created to read:

13 49.79 (9) FRAUD INVESTIGATIONS AND ERROR REDUCTION ACTIVITIES. If the
 14 department does not contract with the department of workforce development under
 15 s. 49.197 (5), the department shall establish and administer a program to investigate
 16 fraudulent activity on the part of recipients of food stamps and to reduce errors in
 17 the payments of benefits under the food stamp program. *le*

18 **18.** Page 842, line 15: after that line insert:

19 SECTION 1838v. 49.85 (1) of the statutes is amended to read:

20 49.85 (1) COUNTY DEPARTMENT NOTIFICATION REQUIREMENT. If a county
 21 department under s. 46.215, 46.22 or 46.23, a governing body of a federally
 22 recognized American Indian tribe or band or a Wisconsin works agency determines
 23 that the department of health and family services may recover an amount under s.
 24 49.497 or that the department of workforce development may recover an amount

¶ Item X. Page 842, line 15: after that line insert:

1 under s. ~~49.125~~, 49.161 ~~or~~, 49.195 (3), or 49.793, the county department or governing
2 body shall notify the affected department of the determination.” ✓

History: 1993 a. 437, 1995 a. 27 ss. 2143 to ~~2157~~, 3212, ~~9126~~ (19), 9130 (4); Stats. 1995 s. ~~49.85~~; 1995 a. 289; 1997 a. 3.

3 **19.** Page 842, line 24: after that line insert:

4 “**SECTION 1839m.** 49.85 (2) (b) of the statutes is amended to read:

5 49.85 (2) (b) At least annually, the department of workforce development shall
6 certify to the department of revenue the amounts that, based on the notifications
7 received under sub. (1) and on other information received by the department of
8 workforce development, the department of workforce development has determined
9 that it may recover under ss. ~~49.125~~, 49.161 ~~and~~, 49.195 (3), and 49.793, except that
10 the department of workforce development may not certify an amount under this
11 subsection unless it has met the notice requirements under sub. (3) and unless its
12 determination has either not been appealed or is no longer under appeal.” ✓

History: 1993 a. 437, 1995 a. 27 ss. 2143 to ~~2157~~, 3212, ~~9126~~ (19), 9130 (4); Stats. 1995 s. ~~49.85~~; 1995 a. 289; 1997 a. 3.

13 **20.** Page 843, line 4: after that line insert:

14 “**SECTION 1840g.** 49.85 (3) (b) 1. of the statutes is amended to read:

15 49.85 (3) (b) 1. Inform the person that the department of workforce
16 development intends to certify to the department of revenue an amount that the
17 department of workforce development has determined to be due under s. ~~49.125~~,
18 49.161 ~~or~~, 49.195 (3), or 49.793, for setoff from any state tax refund that may be due
19 the person.” ✓

History: 1993 a. 437, 1995 a. 27 ss. 2143 to ~~2157~~, 3212, ~~9126~~ (19), 9130 (4); Stats. 1995 s. ~~49.85~~; 1995 a. 289; 1997 a. 3.

20 **21.** Page 980, line 21: after that line insert:

21 “**SECTION 2200c.** 71.93 (1) (a) 4. of the statutes is amended to read:

71.93 (1) (a) 4. An amount that the department of workforce development may recover under s. ~~49.125~~ or 49.195 (3) or 49.793, if the department of workforce development has certified the amount under s. 49.85.”

History: 1987 a. 312; 1989 a. 31; 1993 a. 437; 1995 a. 27 ss. ~~2427~~ to 3429, 9126 (19), 9130 (4); 1995 a. 404; 1997 a. 3, 27.

22. Page 1086, line 8: after that line insert:

“**SECTION 2544m.** 102.29 (8r) of the statutes is amended to read:

102.29 (8r) No participant in a food stamp employment and training program under s. ~~49.124 (1m)~~ 49.13 who, under s. ~~49.124 (1m)~~ 49.13 (2) (d), is provided worker's compensation coverage by the department or by a Wisconsin works agency, as defined in s. 49.001 (9), and who makes a claim for compensation under this chapter may make a claim or maintain an action in tort against the employer who provided the employment and training from which the claim arose.”

History: 1975 c. 147 ss. 24, 54; 1977 c. 195; 1979 c. 323 s. 33; 1981 c. 92; 1985 a. 83 s. 44; 1985 a. 332 s. 253; 1987 a. 179; 1989 a. 64; 1995 a. 117, 289; 1997 a. 38; 1999 a. 9, 14.

23. Page 1780, line 16: after that line insert:

“(0) FOOD STAMP TRANSFER. No later than March 1, 2002, the department of health and family services and the department of workforce development shall submit a proposal to the secretary of administration for supplemental expenditure and position authority necessary to transfer all administrative functions related to the food stamp program authorized under 7 USC 2011 to 2036 from the department of workforce development to the department of health and family services. If the secretary of administration approves the plan, the secretary shall submit the proposal to the cochairpersons of the joint committee on finance. If the cochairpersons of the committee do not notify the secretary of administration within 14 working days after receiving the proposal that the cochairpersons have scheduled a meeting for the purpose of reviewing the proposal, the secretary of administration

Non-STAT

NON-STAT

1 shall approve the proposed expenditure and position authority, as authorized under
 2 current law. If, within 14 working days after receiving the proposal, the
 3 cochairpersons notify the secretary of administration that the cochairperson^S have
 4 scheduled a meeting for the purpose of reviewing the proposal, the secretary of
 5 administration may not approve the proposed expenditure and position authority,
 6 except as approved by the committee and as authorized under current law.”

7 **24.** Page 1813, line 11: delete lines 11 to 13 and substitute:

8 (7q) MEDICAL ASSISTANCE TRANSFER, INCOME MAINTENANCE CONTRACTS. The repeal
 9 and recreation of section 49.33 (2) (by SECTION 1732) of the statutes ~~and~~ the
 10 amendment of section 49.33 (1) (b) (by SECTION 1731), (8) (a) (by SECTION 1737) and
 11 (b), and (10) (a) of the statutes ^{and} first applies to contracts entered into, extended,
 12 modified, or renewed on the effective date of this subsection. apply

13 (7r) FOOD STAMP TRANSFER, INCOME MAINTENANCE CONTRACTS. The repeal and
 14 recreation of section 49.33 (2) (by SECTION 1732c) of the statutes ~~and~~ the amendment
 15 of section 49.33 (1) (b) (by SECTION 1731c) and (8) (a) (by SECTION 1737c) of the statutes ^{and}
 16 first applies to contracts entered into, extended, modified, or renewed on the effective
 17 date of this subsection. apply

18 **25.** Page 1826, line 22: after that line insert:

19 “(7) FOOD STAMP TRANSFER. The repeal of sections 49.124 (1p) and (4) and 49.129
 20 (2) (a), (3) (title), and (5m) of the statutes, the renumbering of sections 49.124 (title),
 21 (1) (intro.), (ag), (am), (b), (c), (d), (df), and (e), (1g), (1m), (2), (5), (6), and (7), 49.125,
 22 49.127, and 49.129 (title), (1), (2) (b) 2., (4) (a), (b), (c), and (d), (5), (6), (7), and (8) of
 23 the statutes, the renumbering and amendment of sections 20.445 (3) (pv), 49.124 (1n)
 24 (intro.), (a), (b), and (c), (3), and (8), and 49.129 (2) (b) 1., (3) (a) and (b), (4) (title) and

(title) and (a) to (d)

(title) and

and

2q

WIT APP
EFF DATE

1 (intro.) of the statutes, the amendment of sections 20.435 (4) (bn) (by SECTION 707a)
 2 and (nn) (by SECTION 714a), 20.445 (3) (dz) (by SECTION 737a), (pm), and (ps), 49.143
 3 (2) (e), 49.155 (1m) (a) 3m., 49.175 (1) (h) (by SECTION 1686e), 49.197 (1m), (3), and
 4 (4), 49.22 (6), 49.32 (7) (b), (c), and (d), 49.33 (1) (b) (by SECTION 1731c) and (8) (a) (by
 5 SECTION 1737c), 49.45 (40), subchapter V (title) of chapter 49, 49.85 (1), (2) (b), and (3) (b) 1.,
 6 71.93 (1) (a) 4., and 102.29 (8r) of the statutes, the repeal and recreation of section
 7 49.33 (2) (by SECTION 1732c) of the statutes, and the creation of sections 49.435 (2a)
 8 (title) (bn) and (nn), 49.13 (1), 49.131 (title) and (3), 49.197 (5), 49.45 (2) (a) 3m., and
 9 49.79 (9) of the statutes, section 9358 (b) of this act take effect on July 1, 2002.

10 ~~(b) FOOD STAMP TRANSFER APPROPRIATION. The amendment of section of the~~
 11 ~~statutes takes effect on January 1, 2003.~~
 12

(END)

(intro.) and (a)

 (L) (by Section 740am),
 (Lm),

and

39

EFF DATE

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0625/lins

ISR:.....

Insert 3-16

1. Page 547, line 9: after that line insert:

"SECTION 740am. 20.445 (3) (L) of the statutes, as affected by 2001 Wisconsin Act (this act), is amended to read:

20.445 (3) (L) *Welfare fraud and error reduction; state operations.* From the moneys received as the state's share of the recovery of overpayments and incorrect payments under s. 49.191 (3) (c), 1997 stats., s. 49.195, 1997 stats., and ss. ~~49.125 (2)~~, and 49.497 (1) and 49.793 (2), the amounts in the schedule for the department's activities to reduce error and fraud under s. 49.197.

History: 1971 c. 125 ss. 156, 522 (1); 1971 c. 211, 215; 1971 c. 228 s. 44; 1971 c. 259; 1973 c. 90, 180, 243, 333; 1975 c. 39, 147, 224, 274, 344; 1975 c. 404 ss. 3, 10 (1); 1975 c. 405 ss. 3, 11 (1); 1977 c. 29, 48, 203, 418; 1979 c. 34 ss. 512 to 522, 2102 (25) (a); 1979 c. 189, 221, 309; 1979 c. 329 s. 25 (1); 1979 c. 350 ss. 3, 27 (6); 1979 c. 353, 355; 1981 c. 20, 36, 92, 93, 317, 325, 364; 1983 a. 8; 1983 a. 27 ss. 411 to 425; 1983 a. 98 ss. 1, 31; 1983 a. 192, 384, 388, 410; 1985 a. 17, 29, 153, 313, 332; 1987 a. 27; 1987 a. 38 ss. 2 to 4, 136; 1987 a. 399, 403; 1989 a. 31, 44, 64, 77, 254, 284, 359; 1991 a. 39 ss. 372c, 545r, 545t, 545v, 547, 548, 548g, 548m, 549, 549b, 549g, 549p; 1991 a. 85, 89, 269, 315; 1993 a. 16, 126, 243, 437, 491; 1995 a. 27 ss. 772mm, 772mn, 776p to 778b, 778L, 778n, 778q, 778v, 778z to 780m, 781m to 782p, 782u, 841, 842, 849, 850, 854, 855, 858c, 873 to 876, 878, 880, 890 to 896, 962 to 1014c, 9126 (19), 9130 (4); 1995 a. 113 s. 2t; 1995 a. 117, 201, 216, 225, 289; 1995 a. 404 ss. 4, 6 to 8, 10 to 17; 1997 a. 3; 1997 a. 27 ss. 610 to 642m, 722; 1997 a. 35, 38, 39, 105, 112, 191, 235, 236, 237, 252; 1999 a. 9 ss. 270, 458 to 478; 1999 a. 15, 32.

SECTION 740d. 20.445 (3) (Lm) of the statutes is amended to read:

20.445 (3) (Lm) *Welfare fraud and error reduction; local assistance.* From the moneys received as the state's share of the recovery of overpayments and incorrect payments under s. 49.191 (3) (c), 1997 stats., s. 49.195, 1997 stats., and ss. ~~49.125 (2)~~ and 49.497 (1) and 49.793 (2), all moneys not appropriated under par. (L) for county and tribal activities to reduce error and fraud in the food stamp, aid to families with dependent children, Wisconsin works program and medical assistance program." ✓

History: 1971 c. 125 ss. 156, 522 (1); 1971 c. 211, 215; 1971 c. 228 s. 44; 1971 c. 259; 1973 c. 90, 180, 243, 333; 1975 c. 39, 147, 224, 274, 344; 1975 c. 404 ss. 3, 10 (1); 1975 c. 405 ss. 3, 11 (1); 1977 c. 29, 48, 203, 418; 1979 c. 34 ss. 512 to 522, 2102 (25) (a); 1979 c. 189, 221, 309; 1979 c. 329 s. 25 (1); 1979 c. 350 ss. 3, 27 (6); 1979 c. 353, 355; 1981 c. 20, 36, 92, 93, 317, 325, 364; 1983 a. 8; 1983 a. 27 ss. 411 to 425; 1983 a. 98 ss. 1, 31; 1983 a. 192, 384, 388, 410; 1985 a. 17, 29, 153, 313, 332; 1987 a. 27; 1987 a. 38 ss. 2 to 4, 136; 1987 a. 399, 403; 1989 a. 31, 44, 64, 77, 254, 284, 359; 1991 a. 39 ss. 372c, 545r, 545t, 545v, 547, 548, 548g, 548m, 549, 549b, 549g, 549p; 1991 a. 85, 89, 269, 315; 1993 a. 16, 126, 243, 437, 491; 1995 a. 27 ss. 772mm, 772mn, 776p to 778b, 778L, 778n, 778q, 778v, 778z to 780m, 781m to 782p, 782u, 841, 842, 849, 850, 854, 855, 858c, 873 to 876, 878, 880, 890 to 896, 962 to 1014c, 9126 (19), 9130 (4); 1995 a. 113 s. 2t; 1995 a. 117, 201, 216, 225, 289; 1995 a. 404 ss. 4, 6 to 8, 10 to 17; 1997 a. 3; 1997 a. 27 ss. 610 to 642m, 722; 1997 a. 35, 38, 39, 105, 112, 191, 235, 236, 237, 252; 1999 a. 9 ss. 270, 458 to 478; 1999 a. 15, 32.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0625/1dn

ISR:Y:....

cjs

Victoria Carreón:

Does DHFS need appropriations to conduct fraud and error reduction activities if it does not contract with DWD?

I did not add contracting language to s. 49.155 because I think DWD has authority to make payments to the counties already. Let me know if you want to specifically require DWD to contract with the counties.

I transferred DWD's EBT appropriation (s. 20.445 (3) (pv)) to DHFS. Okay?

As we discussed, everything (the FS transfer, IM contracts, and fraud and error reduction) occurs on July 1, 2002.

Please review this amendment carefully to ensure that it is consistent with your intent. Call me if you have questions.

Ivy G. Sager-Rosenthal
Legislative Attorney
Phone: (608) 261-4455
E-mail: ivy.sager-rosenthal@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0625/1dn
ISR:cjs:jf

June 8, 2001

Victoria Carreón:

Does DHFS need appropriations to conduct fraud and error reduction activities if it does not contract with DWD?

I did not add contracting language to s. 49.155 because I think DWD has authority to make payments to the counties already. Let me know if you want to specifically require DWD to contract with the counties.

I transferred DWD's EBT appropriation (s. 20.445 (3) (pv)) to DHFS. Okay?

As we discussed, everything (the FS transfer, IM contracts, and fraud and error reduction) occurs on July 1, 2002.

Please review this amendment carefully to ensure that it is consistent with your intent. Call me if you have questions.

Ivy G. Sager-Rosenthal
Legislative Attorney
Phone: (608) 261-4455
E-mail: ivy.sager-rosenthal@legis.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb0625/1

ISR:cs:jf

RMnetrun

LFB:.....Carreon - Transfer of food stamps to DHFS

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

Seaton

1 At the locations indicated, amend the bill as follows:

2 1. Page 535, line 15: after that line insert:

3 "SECTION 704x. 20.435 (4) (title) of the statutes is amended to read:

4 20.435 (4) (title) HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; HEALTH

5 CARE FINANCING; OTHER SUPPORT PROGRAMS."

6 2. Page 536, line 11: delete lines 11 to 13 and substitute:

7 "20.435 (4) (bn) *Income maintenance*. Biennially, the amounts in the schedule
8 for payments under s. 49.33 (8) relating to the administration of the medical
9 assistance program.

10 SECTION 707am. 20.435 (4) (bn) of the statutes, as created by 2001 Wisconsin

11 Act (this act), is amended to read:

1 20.435 (4) (bn) *Income maintenance*. Biennially, the amounts in the schedule
2 for payments under s. 49.33 (8) relating to the administration of the medical
3 assistance program and the food stamp program.”

4 **3.** Page 538, line 4: delete lines 4 to 8 and substitute:

5 “20.435 (4) (nn) *Federal aid; income maintenance*. All moneys received from
6 the federal government for the costs of contracting for the administration of the
7 medical assistance program, other than moneys received under par. (pa), for
8 payments under s. 49.33 (8).

9 **SECTION 714am.** 20.435 (4) (nn) of the statutes, as created by 2001 Wisconsin
10 Act (this act), is amended to read:

11 20.435 (4) (nn) *Federal aid; income maintenance*. All moneys received from the
12 federal government for the costs of contracting for the administration of the medical
13 assistance program and the food stamp program, other than moneys received under
14 par. (pa), for payments under s. 49.33 (8).”

15 **4.** Page 546, line 8: after that line insert:

16 “**SECTION 737am.** 20.445 (3) (dz) of the statutes, as affected by 2001 Wisconsin
17 Act (this act), is amended to read:

18 20.445 (3) (dz) *Wisconsin works and other public assistance administration and*
19 *benefits*. The amounts in the schedule, less the amounts withheld under s. 49.143
20 (3), for administration and benefit payments under Wisconsin works under ss.
21 49.141 to 49.161, the learnfare program under s. 49.26, the work experience and job
22 search program under s. 49.36, and the food stamp employment and training
23 program under s. ~~49.124~~ 49.13; for payments to counties ~~under s. 49.33 (8) and for~~
24 ~~payments to~~ Wisconsin works agencies, and American Indian tribes for

1 administration of public assistance programs; for hospital paternity incentive
2 payments under s. 69.14 (1) (cm); and for funeral expenses under s. 49.30. Payments
3 may be made from this appropriation to counties for fraud investigation and error
4 reduction under s. 49.197 (1m) and (4). Moneys appropriated under this paragraph
5 may be used to match federal funds received under par. (md). Notwithstanding ss.
6 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years
7 under this paragraph. Notwithstanding ss. 20.001 (3) and 20.002 (1), the
8 department of health and family services shall credit or deposit into this
9 appropriation account funds for the purposes of this appropriation that the
10 department transfers from the appropriation account under s. 20.435 (7) (bc). All
11 funds allocated by the department but not encumbered by December 31 of each year
12 lapse to the general fund on the next January 1 unless transferred to the next
13 calendar year by the joint committee on finance.”.

14 **5.** Page 547, line 9: after that line insert:

15 “**SECTION 740am.** 20.445 (3) (L) of the statutes, as affected by 2001 Wisconsin
16 Act (this act), is amended to read:

17 20.445 (3) (L) *Welfare fraud and error reduction; state operations.* From the
18 moneys received as the state’s share of the recovery of overpayments and incorrect
19 payments under s. 49.191 (3) (c), 1997 stats., ^{and} s. 49.195, 1997 stats., ^{strike} ~~and ss. 49.125 (2),~~
20 ^{strike} ~~and 49.497 (1) and 49.7931(2)~~, the amounts in the schedule for the department’s
21 activities to reduce error and fraud under s. 49.197.

22 **SECTION 740d.** 20.445 (3) (Lm) of the statutes is amended to read:

23 20.445 (3) (Lm) *Welfare fraud and error reduction; local assistance.* From the
24 moneys received as the state’s share of the recovery of overpayments and incorrect

1 payments under s. 49.191 (3) (c), 1997 stats., s. 49.195, 1997 stats., and ss. ~~49.125 (2)~~
2 and 49.497 (1) and 49.793 (2), all moneys not appropriated under par. (L) for county
3 and tribal activities to reduce error and fraud in the food stamp, aid to families with
4 dependent children, Wisconsin works program and medical assistance program.”.

5 **6.** Page 548, line 12: after that line insert:

6 “**SECTION 743m.** 20.445 (3) (pm) of the statutes is amended to read:

7 20.445 (3) (pm) *Food stamp employment and training program;*
8 *administration.* All federal moneys received for the administrative costs associated
9 with the food stamp employment and training program under s. ~~49.124 (1m)~~ 49.13,
10 to carry out that purpose.

11 **SECTION 743o.** 20.445 (3) (ps) of the statutes is amended to read:

12 20.445 (3) (ps) *Food stamp employment and training program; aids.* All federal
13 moneys received for the provision or purchase of services for the food stamp
14 employment and training program under s. ~~49.124 (1m)~~ 49.13, to carry out that
15 purpose.

16 **SECTION 743r.** 20.445 (3) (pv) of the statutes is renumbered 20.435 (3) (pv). 

17 **7.** Page 790, line 15: after that line insert:

18 “**SECTION 1656t.** 49.124 (title) of the statutes is renumbered 49.79 (title).

19 **SECTION 1656ta.** 49.124 (1) (intro.) of the statutes is renumbered 49.79 (1)
20 (intro.).

21 **SECTION 1656tb.** 49.124 (1) (ag) of the statutes is renumbered 49.79 (1) (a).

22 **SECTION 1656tc.** 49.124 (1) (am) of the statutes is renumbered 49.79 (1) (b).

23 **SECTION 1656td.** 49.124 (1) (b) of the statutes is renumbered 49.79 (1) (c).

24 **SECTION 1656tf.** 49.124 (1) (c) of the statutes is renumbered 49.79 (1) (d).

Section ¹⁶⁵⁶ ~~tj~~ RN; 49.124 (1g) (title) ^{tjk} ~~60~~; 49.79 (2) (title) ⁶⁰

1 SECTION 1656tg. 49.124 (1) (d) of the statutes is renumbered 49.79 (1) (e).

2 SECTION 1656th. 49.124 (1) (df) of the statutes is renumbered 49.79 (1) (f).

3 SECTION 1656ti. 49.124 (1) (e) of the statutes is renumbered 49.13 (1) (b).

4 SECTION 1656^{tjk} ~~h~~. 49.124 (1g) ^{tjk} of the statutes is renumbered 49.79 (2) ^(a), and
 Fix component 49.79 (2) (a) 1. and 5. (intro.), as renumbered, are

5 SECTION 1656tjm. 49.124 (1m) (title) of the statutes is renumbered 49.13

6 (title).

amended to read:
→ INSERT 5-4

7 SECTION 1656tk. 49.124 (1m) (a) to (d) of the statutes are renumbered 49.13

8 (2) ~~(a)~~ to (d).

9 SECTION 1656tL. 49.124 (1n) (intro.) of the statutes is renumbered 49.13 (3)

10 (intro.) and amended to read:

11 49.13 (3) ~~INELIGIBILITY FOR NONCOMPLIANCE WITH WORK REQUIREMENTS~~. (intro.)

12 An individual who fails to comply with the work requirements under sub. (1m) ^{move} (a) ^{plain}

13 (2) ~~without~~ without good cause is ineligible to participate in the food stamp program under

14 this section s. 49.79 as follows:

15 SECTION 1656tm. 49.124 (1n) (a) of the statutes is renumbered 49.13 (3) (a) and

16 amended to read:

17 49.13 (3) (a) For the first occurrence of noncompliance, one month, or until the

18 person complies with the work requirements under sub. (1m) [✓] (2) (a), whichever is

19 later.

20 SECTION 1656tn. 49.124 (1n) (b) of the statutes is renumbered 49.13 (3) (b) and

21 amended to read:

22 49.13 (3) (b) For the 2nd occurrence of noncompliance, 3 months, or until the

23 person complies with the work requirements under sub. (1m) [✓] (2) (a), whichever is

24 later.

1 **SECTION 1656tp.** 49.124 (1n) (c) of the statutes is renumbered 49.13 (3) (c) and
2 amended to read:

3 49.13 (3) (c) For the 3rd and subsequent occurrences of noncompliance, 6
4 months, or until the person complies with the work requirements under sub. (1m)
5 [✓](2) (a), whichever is later.

6 **SECTION 1656tq.** 49.124 (1p) of the statutes is repealed.

7 **SECTION 1656tr.** 49.124 (2) of the statutes is renumbered 49.79 (3).

8 **SECTION 1656ts.** 49.124 (3) of the statutes is renumbered 49.79 (4) and
9 amended to read:

10 49.79 (4) DEDUCTIONS FROM COUNTY INCOME MAINTENANCE PAYMENTS. The
11 department shall withhold the value of food stamp losses for which a county or
12 federally recognized American Indian tribe is liable under sub. (2) (3) from the
13 payment to the county or tribe under ~~s. 20.445 (3) (dz) and (nL)~~ income maintenance
14 contracts under s. 49.33 and reimburse the federal government from the funds
15 withheld.

16 **SECTION 1656tt.** 49.124 (4) of the statutes is repealed.

17 **SECTION 1656tu.** 49.124 (5) of the statutes is renumbered 49.79 (5).

18 **SECTION 1656tv.** 49.124 (6) of the statutes is renumbered 49.79 (6).

19 **SECTION 1656tw.** 49.124 (7) of the statutes is renumbered 49.79 (7).

20 **SECTION 1656tx.** 49.124 (8) of the statutes is renumbered 49.79 (8) and
21 amended to read:

22 49.79 (8) BENEFITS FOR QUALIFIED ALIENS. ~~Not later than June 15, 1998, the~~
23 ~~department shall submit a plan to the secretary of the federal department of~~
24 ~~agriculture to provide benefits under this section to a qualified alien who is ineligible~~
25 ~~for benefits under this section solely because of the application of 8 USC 1612 or 1613.~~

1 ~~If the secretary of the federal department of agriculture approves the plan, the~~ The
2 department shall provide benefits under this section ~~beginning on August 1, 1998,~~
3 ~~or on the day that the plan is approved, whichever is later,~~ to a qualified alien who
4 is ~~otherwise eligible for benefits under this section~~ ineligible for benefits under this
5 section solely because of the application of 9 USC 1612 or 1613 according to a plan
6 approved by the federal department of agriculture. This subsection does not apply
7 to the extent that federal food stamp benefits for qualified aliens are restored by the
8 federal government.

9 **SECTION 1656ty.** 49.125 of the statutes is renumbered 49.793.

10 **SECTION 1656tz.** 49.127 of the statutes is renumbered 49.795.

11 **SECTION 1656u.** 49.129 (title) of the statutes is renumbered 49.797 (title).

12 **SECTION 1656ua.** 49.129 (1) of the statutes is renumbered 49.797 (1).

13 **SECTION 1656ub.** 49.129 (2) (title) of the statutes is renumbered 49.797 (2)
14 (title).

15 **SECTION 1656uc.** 49.129 (2) (a) of the statutes is repealed.

16 **SECTION 1656ud.** 49.129 (2) (b) 1. of the statutes is renumbered 49.797 (2) (a)
17 and amended to read:

18 49.797 (2) (a) Except as provided in ~~subd. 2. par. (b)~~ and sub. (8), ~~if the necessary~~
19 authorization under par. (a) is granted, the department shall begin to implement, no
20 ~~later than July 1, 1999, a~~ administer a statewide program to deliver food stamp
21 benefits to recipients of food stamp benefits by an electronic benefit transfer system
22 ~~and shall implement the program statewide no later than April 1, 2000.~~ All
23 suppliers, as defined in s. ~~49.127 (1) (d)~~ 49.795 (1) (d), may participate in the delivery
24 of food stamp benefits under the electronic benefit transfer system. The department
25 shall explore methods by which nontraditional retailers, such as farmers' markets,

1 may participate in the delivery of food stamp benefits under the electronic benefit
2 transfer system.

3 **SECTION 1656ue.** 49.129 (2) (b) 2. of the statutes is renumbered 49.797 (2) (b).

4 **SECTION 1656uf.** 49.129 (3) (title) of the statutes is repealed.

5 **SECTION 1656ug.** 49.129 (3) (a) of the statutes is renumbered 49.131 (1) and
6 amended to read:

7 49.131 (1) The department shall request any necessary authorization from the
8 appropriate federal agency to deliver benefits that are administered by the
9 department, ~~other than food stamp benefits~~, to recipients of benefits by an electronic
10 benefit transfer system.

11 **SECTION 1656uh.** 49.129 (3) (b) of the statutes is renumbered 49.131 (2) and
12 amended to read:

13 49.131 (2) If the necessary authorization under ~~par. (a)~~ sub. (1) is granted, and
14 except as provided in sub. (8) (3), the department may implement a program to
15 deliver by an electronic benefit transfer system any benefit that is administered by
16 the department and that the department designates by rule.

17 **SECTION 1656uj.** 49.129 (4) (intro.) of the statutes is renumbered 49.797 (4)
18 (intro.) and amended to read:

19 49.797 (4) ~~DUTIES, IMPLEMENTATION.~~ (intro.) In ~~implementing~~ administering a
20 program to deliver benefits by an electronic benefit transfer system, the department
21 shall do all of the following:

22 **SECTION 1656uk.** 49.129 (4) (a) of the statutes is renumbered 49.797 (4) (a).

23 **SECTION 1656uL.** 49.129 (4) (b) of the statutes is renumbered 49.797 (4) (b).

24 **SECTION 1656um.** 49.129 (4) (c) of the statutes is renumbered 49.797 (4) (c).

25 **SECTION 1656un.** 49.129 (4) (d) of the statutes is renumbered 49.797 (4) (d).

1 **SECTION 1656up.** 49.129 (5) of the statutes is renumbered 49.797 (5).

2 **SECTION 1656uq.** 49.129 (5m) of the statutes is repealed.

3 **SECTION 1656ur.** 49.129 (6) of the statutes is renumbered 49.797 (6).

4 **SECTION 1656us.** 49.129 (7) of the statutes is renumbered 49.797 (7).

5 **SECTION 1656ut.** 49.129 (8) of the statutes is renumbered 49.797 (8).

6 **SECTION 1656uu.** 49.13 (1) (intro.) and (a) of the statutes are created to read:

7 49.13 (1) (intro.) In this section:

8 (a) “Food stamp program” means the federal food stamp program under 7 USC
9 2011 to 2036.

10 **SECTION 1656uv.** 49.131 (title) of the statutes is created to read:

11 **49.131 (title) Electronic transfer of benefits.**

12 **SECTION 1656uw.** 49.131 (3) of the statutes is created to read:

13 49.131 (3) The department may not require a county or tribal governing body
14 to participate in an electronic benefit transfer system under this section if the costs
15 to the county or tribal governing body would be greater than the costs that the county
16 or tribal governing body would incur in delivering the benefits through a system that
17 is not an electronic benefit transfer system.”.

18 **8.** Page 791, line 18: after that line insert:

19 **“SECTION 1660m.** 49.143 (2) (e) of the statutes is amended to read:

20 49.143 (2) (e) To the extent permitted under federal law or waiver, certify
21 eligibility for and issue food coupons to eligible Wisconsin works participants in
22 conformity with 7 USC 2011 to 2029. If ~~the department receives the a~~ federal waiver
23 necessary to enforce the contract provision under this paragraph is granted, the
24 department and the department of health and family services shall submit to the

1 joint committee on finance the terms of the waiver and an implementation plan prior
2 to enforcing the contract provision under this paragraph.”.

3 **9.** Page 792, line 19: after that line insert:

4 “**SECTION 1663j.** 49.155 (1m) (a) 3m. of the statutes is amended to read:

5 49.155 (1m) (a) 3m. Participate in a job search or work experience component
6 of the food stamp employment and training program under s. ~~49.124 (1m)~~ 49.13.”.

7 **10.** Page 797, line 15: after that line insert:

8 “**SECTION 1686b.** 49.175 (1) (h) of the statutes, as affected by 2001 Wisconsin
9 Act (this act), is amended to read:

10 49.175 (1) (h) *Food stamps for legal immigrants.* For food stamp benefits to
11 qualified aliens under s. ~~49.124~~ 49.79 (8), \$550,000 in each fiscal year 2001–02.”.

12 **11.** Page 803, line 10: delete the material beginning with that line and ending
13 with page 804, line 19, and substitute:

14 “**SECTION 1723m.** 49.197 (1m) of the statutes is amended to read:

15 49.197 (1m) FRAUD INVESTIGATION. From the appropriations under s. 20.445 (3)
16 ✓ (dz), ^(KX) (L), (md), (n), and (nL), the department shall establish a program to investigate
17 suspected fraudulent activity on the part of recipients of ~~medical assistance under~~
18 ~~subch. IV, aid to families with dependent children under s. 49.19 and the food stamp~~
19 ~~program under 7 USC 2011 to 2036 and, on the part of participants in the Wisconsin~~
20 ~~works program under ss. 49.141 to 49.161, and, if the department of health and~~
21 ~~family services contracts with the department under sub. (5), on the part of recipients~~
22 ~~of medical assistance under subch. IV and~~ ~~the~~ food stamp benefits under the food
23 stamp program under 7 USC 2011 to 2036. The department’s activities under this
24 subsection may include, but are not limited to, comparisons of information provided

1 to the department by an applicant and information provided by the applicant to other
2 federal, state, and local agencies, development of an advisory welfare investigation
3 prosecution standard, and provision of funds to county departments under ss.
4 46.215, 46.22, and 46.23 and to Wisconsin works agencies to encourage activities to
5 detect fraud. The department shall cooperate with district attorneys regarding
6 fraud prosecutions.

7 **SECTION 1724m.** 49.197 (3) of the statutes is amended to read:

8 49.197 (3) STATE ERROR REDUCTION ACTIVITIES. The department shall conduct
9 activities to reduce payment errors in ~~medical assistance under subch. IV, Wisconsin~~
10 ~~works under ss. 49.141 to 49.161, aid to families with dependent children under s.~~
11 ~~49.19 and the food stamp program under 7 USC 2011 to 2029~~ and, if the department
12 of health and family services contracts with the department under sub. (5), the
13 medical assistance program under subch. IV and the food stamp program under 7
14 USC 2011 to 2036. The department shall fund the activities under this section from
15 the appropriation under s. 20.445 (3) (L).

16 **SECTION 1725am.** 49.197 (4) of the statutes is amended to read:

17 49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. The department shall provide
18 funds from the appropriations under s. 20.445 (3) (dz), ^(Kx) (L), and (Lm) and federal
19 matching funds from the appropriations under s. 20.445 (3) ^{strike} ~~(md)~~, (n), and (nL) to
20 counties and governing bodies of federally recognized American Indian tribes
21 administering ~~medical assistance under subch. IV, aid to families with dependent~~
22 ~~children under s. 49.19 or the food stamp program under 7 USC 2011 to 2029~~ ^{strike} ~~2036~~
23 or, if the department of health and family services contracts with the department
24 under sub. (5), the medical assistance program under subch. IV to offset
25 administrative costs of reducing payment errors in those programs.

and the food stamp
program under 7 USC
2011 to 2036

1 **SECTION 1725b.** 49.197 (5) of the statutes is created to read:

2 49.197 (5) CONTRACTS FOR MEDICAL ASSISTANCE AND FOOD STAMPS. The
3 department of health and family services may contract with the department to
4 investigate suspected fraudulent activity on the part of recipients of medical
5 assistance under subch. IV or recipients of food stamp benefits under the food stamp
6 program under 7 USC 2011 to 2036. *as provided in this section ✓*

7 **SECTION 1725c.** 49.22 (6) of the statutes is amended to read:

8 49.22 (6) The department shall establish, pursuant to federal and state laws,
9 rules and regulations, a uniform system of fees for services provided under this
10 section to individuals not receiving aid under s. 46.261, 49.19 or 49.47; benefits under
11 s. 49.124, 49.148 or, 49.155, or 49.79; foster care maintenance payments under 42
12 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term kinship
13 care payments under s. 48.57 (3n). The system of fees may take into account an
14 individual's ability to pay. Any fee paid and collected under this subsection may be
15 retained by the county providing the service except for the fee specified in 42 USC
16 653 (e) (2) for federal parent locator services.”.

17 **12.** Page 805, line 9: delete the material beginning with that line and ending
18 with page 806, line 11, and substitute:

19 **“SECTION 1728m.** 49.32 (7) (b) of the statutes is amended to read:

20 49.32 (7) (b) The department shall conduct a program to periodically match the
21 records of recipients of ~~medical assistance under s. 49.46, 49.468 or 49.47~~, aid to
22 families with dependent children under s. 49.19 ~~and the food stamp program under~~
23 ~~7 USC 2011 to 2029~~ and, if the department of health and family services contracts
24 with the department under s. 49.197 (5), recipients of medical assistance under

1 subch. IV and food stamp benefits under the food stamp program under 7 USC 2011
2 to 2036 with the records of recipients under those programs in other states. If an
3 agreement with the other states can be obtained, matches with records of states
4 contiguous to this state shall be conducted at least annually.

5 **SECTION 1729m.** 49.32 (7) (c) of the statutes is amended to read:

6 49.32 (7) (c) The department shall conduct a program to periodically match the
7 address records of recipients of ~~medical assistance under s. 49.46, 49.468 or 49.47,~~
8 aid to families with dependent children under s. 49.19 and the food stamp program
9 under 7 USC 2011 to 2029 and, if the department of health and family services
10 contracts with the department under s. 49.197 (5), recipients of medical assistance
11 under subch. IV and food stamp benefits under the food stamp program under 7 USC
12 2011 to 2036 to verify residency and to identify recipients receiving duplicate or
13 fraudulent payments.

14 **SECTION 1730m.** 49.32 (7) (d) of the statutes is amended to read:

15 49.32 (7) (d) The department, with assistance from the department of
16 corrections, shall conduct a program to periodically match the records of persons
17 confined in state correctional facilities with the records of recipients of ~~medical~~
18 ~~assistance under s. 49.46, 49.468 or 49.47,~~ aid to families with dependent children
19 under s. 49.19 and the food stamp program under 7 USC 2011 to 2029 and, if the
20 department of health and family services contracts with the department under s.
21 49.197 (5), recipients of medical assistance under subch. IV and food stamp benefits
22 under the food stamp program under 7 USC 2011 to 2036 to identify recipients who
23 may be ineligible for benefits.”.

24 **13.** Page 806, line 16: after that line insert:

1 **“SECTION 1731c.** 49.33 (1) (b) of the statutes, as affected by 2001 Wisconsin Act
2 (this act), is amended to read:

3 49.33 (1) (b) “Income maintenance program” means ~~the Wisconsin works~~
4 ~~program under ss. 49.141 to 49.161,~~ the medical assistance program under subch. IV,
5 or the food stamp program under 7 USC 2011 to 2036.”.

6 **14.** Page 806, line 25: after that line insert:

7 **“SECTION 1732c.** 49.33 (2) of the statutes, as affected by 2001 Wisconsin Act
8 (this act), is repealed and recreated to read:

9 49.33 (2) CONTRACTS. Annually, the department of health and family services
10 shall contract with county departments under ss. 46.215, 46.22, and 46.23 to
11 reimburse the county departments for the reasonable cost of administering income
12 maintenance programs.”.

13 **15.** Page 807, line 19: after that line insert:

14 **“SECTION 1737c.** 49.33 (8) (a) of the statutes, as affected by 2001 Wisconsin Act
15 (this act), is amended to read:

16 49.33 (8) (a) From the appropriation accounts under ~~ss. 20.445 (3) (dz), (kx),~~
17 ~~(md), and (nL)~~ s. 20.435 (4) (bn) and (nn) and subject to par. (b), the department of
18 health and family services shall reimburse each county that contracts with the
19 department ~~and the department of health and family services~~ under sub. (2) (a) for
20 reasonable costs of administering the ~~medical assistance program under subch. IV~~
21 ~~and that contracts with the department under sub. (2) (b) for the reasonable costs of~~
22 ~~administering income maintenance programs other than the medical assistance~~
23 ~~program under subch. IV.~~ The amount of each reimbursement paid under this
24 paragraph shall be calculated using a formula based on workload within the limits

1 of available state and federal funds under s. ~~20.445 (3) (dz), (lx), (md), and (nL)~~
2 20.435 (4) (bn) and (nn) by contract under s. 49.33 (2). The amount of reimbursement
3 calculated under this paragraph and par. (b) is in addition to any reimbursement
4 provided to a county for fraud and error reduction under s. 49.197 (1m) and (4).”.

5 **16.** Page 810, line 13: delete “par. (b) 6.” and substitute “s. 49.197 (5)”.

6 **17.** Page 812, line 3: delete lines 3 to 6.

7 **18.** Page 826, line 3: delete “sub. (2) (b) 6.” and substitute “s. 49.197 (5)”.

8 **19.** Page 841, line 19: after that line insert:

9 “**SECTION 1835k.** Subchapter V (title) of chapter 49 [precedes 49.66] of the
10 statutes is amended to read:

11 **CHAPTER 49**

12 **SUBCHAPTER V**

13 **~~OTHER MEDICALLY RELATED SERVICES~~**

14 **~~AND SUPPORT AND MEDICAL PROGRAMS~~”.**

15 **20.** Page 842, line 15: after that line insert:

16 **SECTION 1838t.** 49.79 (9) of the statutes is created to read:

17 **49.79 (9) FRAUD INVESTIGATIONS AND ERROR REDUCTION ACTIVITIES.** If the
18 department does not contract with the department of workforce development under
19 s. 49.197 (5), the department shall establish and administer a program to investigate
20 fraudulent activity on the part of recipients of food stamps and to reduce errors in
21 the payments of benefits under the food stamp program.

22 **SECTION 1838v.** 49.85 (1) of the statutes is amended to read:

23 **49.85 (1) COUNTY DEPARTMENT NOTIFICATION REQUIREMENT.** If a county
24 department under s. 46.215, 46.22 or 46.23, a governing body of a federally

✓
Insert
15-16 →

✓
Insert
15-21 →

1 recognized American Indian tribe or band or a Wisconsin works agency determines
2 that the department of health and family services may recover an amount under s.
3 49.497 or that the department of workforce development may recover an amount
4 under s. ~~49.125~~, 49.161 ~~or~~, 49.195 (3), or 49.793, the county department or governing
5 body shall notify the affected department of the determination.”.

6 **21.** Page 842, line 24: after that line insert:

7 “**SECTION 1839m.** 49.85 (2) (b) of the statutes is amended to read:

8 49.85 (2) (b) At least annually, the department of workforce development shall
9 certify to the department of revenue the amounts that, based on the notifications
10 received under sub. (1) and on other information received by the department of
11 workforce development, the department of workforce development has determined
12 that it may recover under ss. ~~49.125~~, 49.161 ~~and~~, 49.195 (3), and 49.793, except that
13 the department of workforce development may not certify an amount under this
14 subsection unless it has met the notice requirements under sub. (3) and unless its
15 determination has either not been appealed or is no longer under appeal.”.

16 **22.** Page 843, line 4: after that line insert:

17 “**SECTION 1840g.** 49.85 (3) (b) 1. of the statutes is amended to read:

18 49.85 (3) (b) 1. Inform the person that the department of workforce
19 development intends to certify to the department of revenue an amount that the
20 department of workforce development has determined to be due under s. ~~49.125~~,
21 49.161 ~~or~~, 49.195 (3), or 49.793, for setoff from any state tax refund that may be due
22 the person.”.

23 **23.** Page 980, line 21: after that line insert:

24 “**SECTION 2200c.** 71.93 (1) (a) 4. of the statutes is amended to read:

1 71.93 (1) (a) 4. An amount that the department of workforce development may
2 recover under s. ~~49.125~~ or 49.195 (3) or 49.793, if the department of workforce
3 development has certified the amount under s. 49.85.”

4 **24.** Page 1086, line 8: after that line insert:

5 “**SECTION 2544m.** 102.29 (8r) of the statutes is amended to read:

6 102.29 (8r) No participant in a food stamp employment and training program
7 under s. ~~49.124 (1m)~~ 49.13 who, under s. ~~49.124 (1m)~~ 49.13 (2) (d), is provided
8 worker’s compensation coverage by the department or by a Wisconsin works agency,
9 as defined in s. 49.001 (9), and who makes a claim for compensation under this
10 chapter may make a claim or maintain an action in tort against the employer who
11 provided the employment and training from which the claim arose.”

12 **25.** Page 1780, line 16: after that line insert:

13 “(9q) **FOOD STAMP TRANSFER.** No later than March 1, 2002, the department of
14 health and family services and the department of workforce development shall
15 submit a proposal to the secretary of administration for supplemental expenditure
16 and position authority necessary to transfer all administrative functions related to
17 the food stamp program authorized under 7 USC 2011 to 2036 from the department
18 of workforce development to the department of health and family services. If the
19 secretary of administration approves the plan, the secretary shall submit the
20 proposal to the cochairpersons of the joint committee on finance. If the
21 cochairpersons of the committee do not notify the secretary of administration within
22 14 working days after receiving the proposal that the cochairpersons have scheduled
23 a meeting for the purpose of reviewing the proposal, the secretary of administration
24 shall approve the proposed expenditure and position authority, as authorized under

1 current law. If, within 14 working days after receiving the proposal, the
2 cochairpersons notify the secretary of administration that the cochairpersons have
3 scheduled a meeting for the purpose of reviewing the proposal, the secretary of
4 administration may not approve the proposed expenditure and position authority,
5 except as approved by the committee and as authorized under current law.”.

6 **26.** Page 1813, line 11: delete lines 11 to 13 and substitute:

7 “(7q) MEDICAL ASSISTANCE TRANSFER; INCOME MAINTENANCE CONTRACTS. The
8 amendment of section 49.33 (1) (b) (by SECTION 1731), (8) (a) (by SECTION 1737) and
9 (b), and (10) (a) of the statutes and the repeal and recreation of section 49.33 (2) (by
10 SECTION 1732) of the statutes first apply to contracts entered into, extended,
11 modified, or renewed on the effective date of this subsection.

12 (7r) FOOD STAMP TRANSFER; INCOME MAINTENANCE CONTRACTS. The amendment
13 of section 49.33 (1) (b) (by SECTION 1731c) and (8) (a) (by SECTION 1737c) of the statutes
14 and the repeal and recreation of section 49.33 (2) (by SECTION 1732c) of the statutes
15 first apply to contracts entered into, extended, modified, or renewed on the effective
16 date of this subsection.”.

17 **27.** Page 1826, line 22: after that line insert:

18 “(2q) FOOD STAMP TRANSFER. The repeal of sections 49.124 (1p) and (4) and
19 49.129 (2) (a), (3) (title), and (5m) of the statutes, the renumbering of sections 49.124
20 (title), (1) (intro.), (ag), (am), (b), (c), (d), (df), and (e), (1g), (1m) (title) and (a) to (d),
21 (2), (5), (6), and (7), 49.125, 49.127, and 49.129 (title), (1), (2) (title) and (b) 2., (4) (a),
22 (b), (c), and (d), (5), (6), (7), and (8) of the statutes, the renumbering and amendment
23 of sections 20.445 (3) (pv), 49.124 (1n) (intro.), (a), (b), and (c), (3), and (8), and 49.129
24 (2) (b) 1., (3) (a) and (b), and (4) (intro.) of the statutes, the amendment of sections

1 20.435 (4) (title), (bn) (by SECTION 707am), and (nn) (by SECTION 714am), 20.445 (3)
2 (dz) (by SECTION 737am), (L) (by SECTION 740am), (Lm), (pm), and (ps), 49.143 (2) (e),
3 49.155 (1m) (a) 3m., 49.175 (1) (h) (by SECTION 1686b), 49.197 (1m), (3), and (4), 49.22
4 (6), 49.32 (7) (b), (c), and (d), 49.33 (1) (b) (by SECTION 1731c) and (8) (a) (by SECTION
5 1737c), 49.45 (40), subchapter V (title) of chapter 49, 49.85 (1), (2) (b), and (3) (b) 1.,
6 71.93 (1) (a) 4., and 102.29 (8r) of the statutes, the repeal and recreation of section
7 49.33 (2) (by SECTION 1732c) of the statutes, and the creation of sections 49.13 (1)
8 (intro.) and (a), 49.131 (title) and (3), 49.197 (5), 49.45 (2) (a) 3m., and 49.79 (9) of the
9 statutes and SECTION 9358 (7r) of this act take effect on July 1, 2002.”.

10

(END)

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0625/2ins
ISR.....

LPS - inserts
out of order

Insert 2-3

1. Page 538, line 2: after that line insert:

"SECTION 713g. 20.435 (4) (L) of the statutes is created to read:

20.435 (4) (L) *Medical assistance and food stamp fraud and error reduction.*

All moneys received as the state's share of the recovery of overpayments and incorrect payments under ss. 49.497 (1) and 49.793 (2) and all moneys received from counties and tribal governing bodies as a result of any error reduction activities under ss. 49.45 (2) (b) 6. and 49.79 (9), for any activities to reduce error and fraud under ss. 49.45 (2) (b) 6. and 49.79 (9), to pay federal sanctions under the food stamp program, and for food stamp reinvestment activities under reinvestment agreements with the federal department of agriculture that are designed to improve the food stamp program."

Insert 2-14

2. Page 538, line 19: after that line insert:

"SECTION 716g^b. 20.435 (4) (pv) of the statutes is created to read:

20.435 (4) (pv) *Food stamps; electronic benefits transfer.* All moneys received from the federal government for electronic food stamp benefits transfers, to be expended for the purposes specified. Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005."

Insert 4-16

SECTION 743r. 20.445 (3) (pv) of the statutes is amended to read:

20.445 (3) (pv) ~~*Food stamps; electronic*~~ *Electronic* *benefits transfer.* All moneys received from the federal government for ~~the electronic food stamp~~ benefits transfers

¶ 49.79(2)(a) 1. ^③

~~49.124(1g)(a)~~

(a) The individual is a custodial parent of a child who is under the age of 18 and who has an absent parent, or the individual lives with and exercises parental control over a child who is under the age of 18 and who has an absent parent, and the individual does not fully cooperate in good faith with efforts directed at establishing the paternity of the child, if necessary, establishing or enforcing a support order, if appropriate, or obtaining other payments or property, if any, to which that individual or the child may have rights. This ~~paragraph~~ does not apply if the individual has good cause for refusing to cooperate, as determined by the department in accordance with federal law and regulations.

subdivision

~~49.124(1g)(e)~~ ¶ 5. (intro.)

~~(e) (intro.)~~ The individual is obligated by court order to provide child support payments and is delinquent in making those court-ordered payments. This ~~paragraph~~ does not apply if any of the following applies:

(end ins 5-4)

transfer of benefits administered by the department of workforce development, to be expended for the purposes specified. Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.”.

History: 1971 c. 125 ss. 156, 522 (1); 1971 c. 211, 215; 1971 c. 228 s. 44; 1971 c. 259; 1973 c. 90, 180, 243, 333; 1975 c. 39, 147, 224, 274, 344; 1975 c. 404 ss. 3, 10 (1); 1975 c. 405 ss. 3, 11 (1); 1977 c. 29, 48, 203, 418; 1979 c. 34 ss. 512 to 522, 2102 (25) (a); 1979 c. 189, 221, 309; 1979 c. 329 s. 25 (1); 1979 c. 350 ss. 3, 27 (6); 1979 c. 353, 355; 1981 c. 20, 36, 92, 93, 317, 325, 364; 1983 a. 8; 1983 a. 27 ss. 411 to 425; 1983 a. 98 ss. 1, 31; 1983 a. 192, 384, 388, 410; 1985 a. 17, 29, 153, 313, 332; 1987 a. 27; 1987 a. 38 ss. 2 to 4, 136; 1987 a. 399, 403; 1989 a. 31, 44, 64, 77, 254, 284, 359; 1991 a. 39 ss. 372c, 545r, 545t, 545v, 547, 548, 548g, 548m, 549, 549b, 549g, 549p; 1991 a. 85, 89, 269, 315; 1993 a. 16, 126, 243, 437, 491; 1993 a. 27 ss. 772mm, 772mn, 776p to 778b, 778L, 778n, 778q, 778v, 778z to 780m, 781m to 782p, 782u, 841, 842, 849, 850, 854, 855, 858c, 873 to 876, 878, 880, 890 to 896, 962 to 1014c, 9126 (19), 9130 (4); 1995 a. 113 s. 2t; 1995 a. 117, 201, 216, 225, 289; 1995 a. 404 ss. 4, 6 to 8, 10 to 17; 1997 a. 3; 1997 a. 27 ss. 610 to 642m, 722; 1997 a. 35, 38, 39, 105, 112, 191, 235, 236, 237, 252; 1999 a. 9 ss. 270, 458 to 478; 1999 a. 15, 32.

Insert 5-50

~~SECTION 1656t.~~ ⁱⁿ 49.124 (1m) (a) of the statutes is renumbered 49.13 (2) (a) and amended to read:

49.13 (2) (a) The department shall contract with the department of health and family services as provided under s. 49.79 (10) to administer an employment and training program for recipients under the food stamp program. The department may contract subcontract with a Wisconsin works agency to administer the employment and training program under this subsection. Except as provided in pars. (b) and (bm), the department may require able individuals who are 18 to 60 years of age who are not participants in a Wisconsin works employment position to participate in the employment and training program under this subsection.

History: 1987 a. 27; 1995 a. 27 ss. 2788 to 2793, 3140, 3141; 1995 a. 289; 1997 a. 27, 38, 191, 236, 283; 1999 a. 9, 32.

Insert 11-15

~~“SECTION 1725am. 49.197 (4) of the statutes is amended to read:~~

~~49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. The department shall provide funds from the appropriations under s. 20.445 (3) (dz), (L), and (Lm) and federal matching funds from the appropriations under s. 20.445 (3) (md), (n), and (nL) to counties and governing bodies of federally recognized American Indian tribes administering medical assistance under subch. IV, aid to families with dependent children under s. 49.19 or the food stamp program under 7 USC 2011 to 2029 2036~~

or, if the department of health and family services contracts with the department under s. 49.45 (2) (b) 6., the medical assistance program under subch. IV to offset administrative costs of reducing payment errors in those programs.

Insert 15-16

“SECTION 1838sb. 49.79 (2) (b) of the statutes is created to read:

49.79 (2) (b) An individual who fails to comply with the work requirements of the employment and training program under s. 49.13 (2) (a) is ineligible to participate in the food stamp program as specified under s. 49.13 (3).

Insert 15-21

SECTION 1838td. 49.79 (10) of the statutes is created to read:

49.79 (10) CONTRACT FOR EMPLOYMENT AND TRAINING PROGRAM. The department shall contract with the department of workforce development to administer the employment and training program under s. 49.13.